IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 24TH JULY 2007 / 2ND SRAVANA 1929

Crl.Rev.Pet.No. 2788 of 2007()

CRA.179/2004 of ADDL.SESSIONS COURT (ADHOC)-IV, TRIVANDRUM
CC.63/2000 of JUDL. MAGISTRATE OF FIRST CLASS COURT-I, NEDUMANGAD

.....

REVN. PETITIONER: REVISION PETITIONER/APPELLANT/ACCUSED:

JAYAKUMARI K.RAMARAJYAM,
G.G.S.NAGAR, N.C.C. ROAD, PEROORKADA,
THIRUVANANTHAPURAM.

BY ADV. SRI.A.AHZAR

RESPONDENTS: RESPONDENTS/COMPLAINANT & STATE:

---

1. SUKUMARAN B.,
T.C.V/634, BHANU LANE, PERORKADA,
THIRUVANANTHAPURAM, NOW RESIDING AT SIDHARASADANAM
ARYANAD, NEDUMANGADU.

2. STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.K.S. SIVAKUMAR
SRI.S.MOHAMMED AL RAFI

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 24/07/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

* * * * * * * * * * * * * * * * * * * *

Crl. R.P. NO. 2788 of 2007

* * * * * * * * * * * * * * * * * * * *

Dated, this the 24th day of July 2007

ORDER

The accused in C.C.63 of 2000 on the file of the J.F.C.M.I, Nedumangadu, for an offence punishable under Section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the courts below.

2. Pending this revision, the parties have settled the matter. **Crl.M.A 7877 of 2007** has been filed under Section 147 of the Negotiable Instruments Act, 1881 seeking permission to record the composition entered into between the revision petitioner and the complainant. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. In the light of this development, the aforementioned composition is recorded and it will have the effect of an acquittal of the revision petitioner within the meaning of Sec. 320 (8) Cr.P.C. Amount, if any, deposited before the trial court pursuant to the orders passed by the Appellate Court shall be refunded to the first revision petitioner.

This Crl. R.P. is disposed of as above.

V. RAMKUMAR,

(JUDGE)

ani.